

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Russell King et al.

Serial No.: 10/665,272

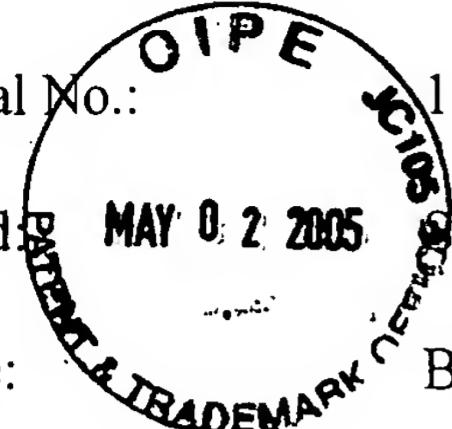
Filed: **MAY 02 2005** September 17, 2003

Title: BACKREST ASSEMBLY FOR A SEATING ARRANGEMENT

Examiner/Art Unit: Peter R. Brown / 3636

Attorney's Docket: FB0756US (#90400)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-4150



LETTER RE SUBMISSION OF PRIORITY DOCUMENT

Sir:

Enclosed for filing with respect to the above-identified U.S. patent application is the certified copy of Australian patent application Serial No. 2002951475, filed September 18, 2002, for which priority is claimed.

While it is believed no fees are associated with the filing of this document, please charge any fees required with this submission to Applicant's attorneys Deposit Account No. 08-2441. This transmittal is submitted in duplicate.

Respectfully submitted,

DPH/ck

Enc.

By

D. Peter Hochberg
Reg. No. 24,603

D. Peter Hochberg Co., L.P.A.
1940 East 6th Street - 6th Floor
Cleveland, Ohio 44114

Phone (216) 771-3800 / Fax (216) 771-3804 / e-mail: DPHDOCKET@aol.com

CERTIFICATE OF EXPRESS MAIL FILING

I hereby certify that this paper (along with any paper referred to as being transmitted herewith) is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date noted below and is addressed: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 4/29/05

Christine A. Kotran



Patent Office
Canberra

I, JONNE YABSLEY, TEAM LEADER EXAMINATION SUPPORT AND SALES hereby certify that annexed is a true copy of the Provisional specification in connection with Application No. 2002951475 for a patent by KING FURNITURE (AUSTRALIA) PTY LTD as filed on 18 September 2002.



WITNESS my hand this
Eleventh day of September 2003

JONNE YABSLEY
TEAM LEADER EXAMINATION
SUPPORT AND SALES

CERTIFIED COPY OF
PRIORITY DOCUMENT

BEST AVAILABLE COPY

AUSTRALIA

Patents Act 1990

King Furniture (Australia) Pty Ltd

PROVISIONAL SPECIFICATION

Invention Title:

A backrest assembly for a seating arrangement

The invention is described in the following statement:

BEST AVAILABLE COPY

A backrest assembly for a seating arrangement

Field of the Invention

This invention relates to a seating arrangement. More particularly, the invention relates to a backrest assembly for a seating arrangement.

5

Background to the Invention

Certain modern, upholstered items of furniture have low backrests. While conveying an attractive appearance to the item of furniture, prolonged sitting in such furniture can cause discomfort due to lack of support of an 10 occupant's back. Incorrect lumbar support can also result in medical complications, particularly with people suffering from back problems.

Summary of the Invention

According to a first aspect of the invention, there is provided a seating 15 arrangement which comprises:

a seat base;
a seat back extending upwardly from the seat base; and
a backrest displaceably arranged relative to the seat base between a first, retracted position in which the backrest is substantially in register with the 20 seat base and a second, extended position in which at least part of the backrest protrudes upwardly beyond a top edge of the seat back.

According to a second aspect of the invention, there is provided a seating arrangement which comprises:

a seat base;
25 a seat back extending upwardly from the seat base;
a backrest displaceably arranged relative to the seat base between a first, retracted position in which the backrest is substantially in register with the seat base and a second, extended position in which at least part of the backrest protrudes upwardly beyond a top edge of the seat back; and
30 a displacement mechanism interposed between the seat back and the back rest, the displacement mechanism effecting displacement of the backrest from its first position to its second position.

In a preferred embodiment of the invention, the seating arrangement is in the form of lounge furniture. For example, the seating arrangement may be an

armchair, a couch or sofa, or the like. It will be appreciated that such furniture is normally upholstered, padded furniture.

Further, such furniture normally has framework supporting the upholstery. Accordingly, the seat base, the seat back and the backrest may 5 each comprise an upholstered frame. The seat back frame and the backrest frame may each be box frames.

If desired, the backrest frame may carry a suspension assembly for increasing the comfort of the backrest.

The seating arrangement may include a locking mechanism, the locking 10 mechanism locking the backrest in at least its first position relative to the seat base.

The locking mechanism may include a locking pin carried on one of the seat back and the backrest. The other of the seat back and the backrest may include a catch mechanism which engages the locking pin when the backrest is 15 in its first position relative to the seat back. Preferably, the locking pin is carried on the frame of the backrest with the catch mechanism being carried on the frame of the seat back.

The seating arrangement may include an operating mechanism that operates the catch mechanism for releasing the locking pin. This enables the 20 backrest to rise relative to the seat back to its second, extended position, under the effect of the displacement mechanism. The displacement mechanism may be a fluid operated displacement mechanism. The fluid operated displacement mechanism may, more particularly, be in the form of a pneumatic piston/cylinder assembly.

25 The operating mechanism may be a concealed operating mechanism that includes a release cable, co-operating with the locking mechanism, and a handle concealed beneath or beside a cushion on the seat base.

The seating arrangement may include a guide means, the guide means guiding the displacement of the backrest relative to the seat back. The guide 30 means may comprise a pair of guide shafts extending in the direction of displacement of the backrest relative to the seat back. The guide shafts may be transversely spaced with respect to each other. A guide sleeve may be slidably arranged on each guide shaft. Preferably, the guide shafts are carried on the frame of the seat back with the sleeves being carried on the frame of the 35 backrest.

Brief Description of the Drawings

The invention is now described by way of example with reference to the accompanying diagrammatic drawings in which:-

Figure 1 shows a three-dimensional, front view of a seating arrangement 5 in accordance with the invention;

Figure 2 shows a three-dimensional, front view of a part of the seating arrangement of Figure 1;

Figure 3 shows a three-dimensional, bottom view of a locking mechanism of the seating arrangement;

10 Figure 4 shows a three-dimensional view of a displacement mechanism of the seating arrangement; and

Figure 5 shows a three-dimensional view of a guide means of the seating arrangement.

15 Detailed Description of the Drawings

In the drawings, reference numeral 10 generally designates a seating arrangement, in the form of a sofa, in accordance with the invention. The sofa 10 comprises a seat base 12. A seat back, indicated at 14 in Figure 2 of the drawings, extends upwardly from a rear edge from the seat base 12.

20 A backrest 16 is displaceably arranged relative to the seat back 14. In the illustrated embodiment, the sofa 10 has two independently displaceable backrests 16. The seat back 14 is, correspondingly, divided into two parts, one associated with each backrest 16. It will be appreciated, however, that the invention is equally applicable to seating arrangements having a one-piece seat 25 back and/backrest.

As illustrated more clearly in Figure 2 of the drawings, each part of the seat back 14 has a box frame 18 carrying padding and upholstery (not shown). Similarly, each backrest 16 has a shaped box frame 20 which carries padding and upholstery. In addition, the frame 20 of each backrest 16 carries a 30 suspension assembly anchored at points 22. The suspension assembly is omitted for the sake of clarity but is a commercially available suspension assembly such as that sold under the Registered Trade Mark Pullmaflex (Pullmaflex is a Registered Trade Mark of Leggett-Platt Inc, a USA company).

Each backrest 16 is displaceably arranged relative to its associated part 35 of the seat back 14 between a first, retracted position in which a bottom of the backrest 16 is received between the seat base 12 and the seat back 14 and a

second, extended position as shown in Figure 2 of the drawings, where a top of the backrest 16 stands proud of, and extends above, a top of the seat back 14.

The sofa 10 includes a fluid-operated displacement mechanism in the form of a pneumatic piston/cylinder assembly 24. A piston/cylinder assembly 5 24 is associated with each backrest 16 and is interposed between the backrest 16 and its associated seat back 14. One end 24.1 of the piston/cylinder assembly 24 is secured to a gusset plate 26 at a rear of the frame 20 of the backrest 16. An opposed end 24.2 of the assembly 24 is secured to a housing 28 which houses a locking mechanism 30 (Figure 3) which locks the backrest 10 16 in its retracted position relative to the seat back 14.

The locking mechanism 30 includes a locking pin 32 carried on a cross member 34 of the frame 20 of the backrest 16. A catch plate 36 is pivotally mounted in the housing 28 to pivot in a plane in which the catch plate 36 lies. An urging means in the form of a spring 38 biases the catch plate 36 towards 15 one side of the housing 28, as shown in Figure 3 of the drawings.

An operating mechanism, comprising a cable 40 and a handle (not shown), acts on the locking mechanism 30. One end of the cable 40 is secured to the catch plate 36 with the other end of the cable 40 being secured to the handle. The cable 40 and the handle are concealed behind or beneath a 20 cushion of the seat base 12 of the sofa 10.

A pair of transversely spaced guide bars 42 of a guide means is carried on the frame 18 of the seat back 14. Each guide bar 42 slidably receives a sleeve 44, carried on the frame 20 of the backrest 16. The guide bars 42 and guide sleeves 44 serve to inhibit skewing of the backrest 16 relative to the seat 25 back 14 as the backrest 16 is displaced relative to the seat back 14.

In use, the backrest 16, in its retracted position lies, substantially in register with the seat back 14 to provide a low-backed appearance to the sofa 10.

When it is desired to support a higher lumbar region of a person's back, 30 when the person is seated on the sofa 10, the operating mechanism is operated. This is effected by pulling the cable 40 in the direction of arrow 46. When this occurs, the catch plate 36 is pivoted against the action of the spring 38 to release the locking pin 32. The backrest 16 rises under the action of the pneumatic piston/cylinder assembly 24 to the position shown in Figure 2 of the 35 drawings.

In this position, the backrest 16 supports the person's back in a higher region of the person's back.

When it is desired to return the backrest 16 to its retracted position 14, pressure is applied to the top of the backrest 16 to urge the backrest 16 downwardly, against the action of the piston/cylinder assembly 24, until the locking pin 32 is engaged and locked by the locking plate 36.

It is a particular advantage of the invention that a seating arrangement 10 is provided which, while having an attractive appearance when the backrest 16 is in a retracted position, provides a more orthopaedically suitable support 10 when the backrest 16 is in a raised position relative to the backrest 14. The use of the pneumatic piston/cylinder assembly 24 provides an appealing damped motion to the backrest 16 when it rises relative to the seat back 14. Further, the use of this assembly 24 reduces the effort required to raise the backrest 16 relative to the seat back 14 and facilitates the returning of the 15 backrest 16 to its retracted position.

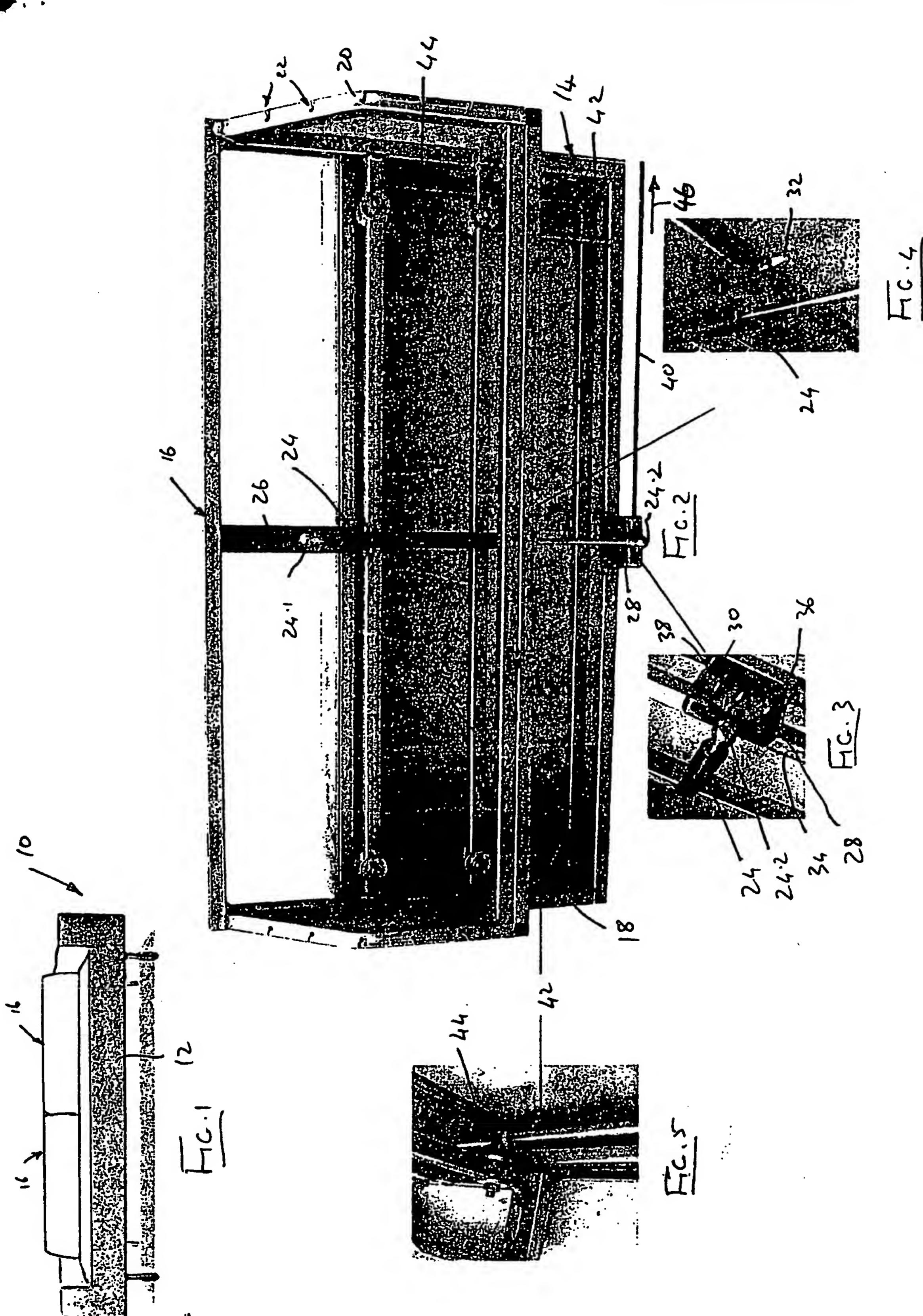
It will be appreciated by persons skilled in the art that numerous variations and/or modifications may be made to the invention as shown in the specific embodiments without departing from the spirit or scope of the invention as broadly described. The present embodiments are, therefore, to be 20 considered in all respects as illustrative and not restrictive.

Dated this eighteenth day of September 2002

King Furniture (Australia) Pty Ltd
Patent Attorneys for the Applicant:

F B RICE & CO

BEST AVAILABLE COPY



BEST AVAILABLE COPY